

Quapaw Farmers Market Rules and Regulations 2019

MARKET DETAILS

1. HOURS OF OPERATION

- a. **First** and **Third Fridays** from May 17th through October 4th
 - b. Vendor Set-Up: 11am-12pm
 - c. Market Hours: 12pm-6pm
2. **LOCATION** 326 N. Main St. Quapaw, OK 74363
3. **SET-UP** Indoor and climate-controlled market. Tables, chairs, reach-in coolers, reach-in freezers and booth displays will be available free of charge based on availability

LEGAL

1. **LAWS** The Oklahoma State Department of Health and Oklahoma Department of Agriculture have jurisdiction over sales of manufactured food at all Oklahoma Farmers Markets. Vendors must comply with all applicable requirements to be eligible for participation at the Quapaw Farmer's Market. All vendors are responsible for abiding by all applicable city, county, state, and federal laws and regulations.
2. **SALES TAX PERMIT** All vendors who are required by the state to pay sales tax, must submit a copy of their sales tax permit with their application. Assessing, reporting, and remitting sales tax to the Oklahoma Tax Commission is the sole responsibility of the vendor. Each vendor should call the Oklahoma Tax Commission at 405.521.3279 or visit <http://oktax.state.ok.us> for clarification on requirements and to obtain an application for a sales tax identification number.
3. **LICENCE/CERTIFICATIONS** If you sell any of the following items, you must include a copy of the license/certification corresponding with the item, with the application as well as have available at the market.
 - a. **Eggs**- Egg Packers License is required for all egg sales. Eggs must be raised on your farm, *must* be refrigerated to 45 F or below at all times, and cannot be sold if older than 45 days.
 - b. **Dairy**- All dairy products must be produced in an Oklahoma Department of Agriculture licensed facility. Raw, unpasteurized dairy products are not allowed to be sold.
 - c. **Meat**- Meat/Mobile Unit License is required to sell meat at a farmers market.
 - d. **Organic**- Organic Certification is required if you use the word "Organic" in your marketing. More details in Vendor/Market Space section below.
 - e. **Value Added Items**- Food Processor License is required to sell jams/jellies and processed foods.

- f. **Crafts / Non-Foods**- Limited to garden, food, agricultural or nature-based/related craft items, handmade by the seller.
- g. **Pecans, Peanuts, Other Nuts and Grains**- Whole grains may be customer ground and nuts may be customer cracked after sale. If cracked or ground prior to sale, this processing should take place in a licensed and/or inspected facility.
- h. **Honey**- Oklahoma beekeepers with annual production less than 500 gallons are not required additional licensing or inspection, as long as all honey is produced and sold by them or their family.
- i. No temporary licenses will be issued at the Quapaw Farmers Market.

VENDOR/MARKET SPACE

1. **RESELLING** Reselling may be permitted on a case-by-case basis, pending approval from Market Manager.
2. **PARKING** Produce may be unloaded outside the front doors, then vendor vehicles must be moved to the vendor parking lot located one block South. All vehicles must be moved and vendors back at their booth by market opening time.
3. **OPENING AND CLOSING** There will NOT be any sales made until the Market Manager designates opening time. Under no circumstance may any merchandise leave a vendor's booth with a customer prior to opening. Vendor-to-vendor sales are permitted prior to the official market opening. Upon market closing time, growers shall conclude any sales in process and then close their booths to any further sales.
4. **MARKET SPACE** Market spaces should be attended to at all times. The Vendor assumes responsibility for any losses of product or money from the Market site.
5. **CUT PRODUCE** All produce items must be sold whole and uncut—no halves or slices; however, growers may cut produce and wrap it with plastic food wrap for display only.
6. **PRICES** Each vendor must clearly post prices on each type of product being sold. Prices should be visible and must be priced prior to the opening of the market. It is expected that vendors will not overprice products.
7. **VENDOR EMPLOYEES AND REPRESENTATIVES** It is the responsibility of the vendor to ensure all employees/representatives understand and abide by the Quapaw Farmers Market rules and regulations, including which tokens their business may accept.
8. **CONDUCT** Vendors are expected to conduct themselves in a professional manner and in accordance with the rules and regulations of the market. All vendors are expected to treat the Market staff, other vendors, and customers with respect and without discrimination. Verbal outbursts at market or market events are grounds for suspension or removal from the market. Non-compliance may result in loss of market membership.
9. **INSPECTIONS** Products must be sold whole and stored/displayed off the ground. Products must be protected from contamination from outside sources such as pests, stagnant water, mishandling, etc. Products shall not be stored in contact with the floor or

in dirty/contaminated containers. Spoiled or decomposing produce is not permitted at the market. If there is an item in question as to the quality of an item, the Market Managers reserve the right to inspect and have the item(s) pulled from the market.

10. **SAMPLING** Cut samples are only allowed as per ODAFF and Ottawa County Health Department regulations and guidelines. Each vendor is responsible for educating themselves on compliance of sampling rules.
11. **EXCHANGES/ REFUNDS** Exchange of produce and/or refunds is up to the Grower. Growers and other Vendors are strongly encouraged to offer 100% satisfaction to their customers.
12. **LEAVING THE MARKET DURING MARKET HOURS** If a vendor sells ALL of their products prior to the market's closing, they may leave the market only if their vehicle does not block the flow of market customer parking.
13. **TRASH** Each vendor is responsible for maintaining his/her area in a clean, neat manner throughout the day and for cleaning his/her area before departing at the end of the market day. We will have trash receptacles/recycle bins available at the market. A separate trash receptacle for composting materials will be provided as well.
14. **FLYERS AND SIGNS** Only flyers and signs related to farming, gardening, food, or other similar educational topics can be distributed and displayed at the market. The Quapaw Farmers Market is not a forum handing out political information. Fundraising may be done on a case-by-case basis, pending prior approval from the Market Manager.
15. **TOBACCO, DRUGS, AND ALCOHOL** The market is a tobacco free environment. No alcohol or drug consumption is allowed by Vendors while on premises. Vendors displaying behavior indicating an alcohol or drug problem will be asked to leave the premises and/or to cease attending.
16. **PETS** Vendors, or customers, are not permitted to have pets at market.

HOW TO BECOME A VENDOR

1. **APPLICATIONS** Producers must submit an application to the Market Manager/Assistant Manager via email or in person to be considered as a vendor for the 2019 season. Applications can be found and submitted at: 304 N. Main Street Quapaw, Oklahoma 74363 or online by contacting farmersmarket@quapawnation.com.
2. **FOR A SEASON-LONG COMMITMENT** Vendors must pay a one-time \$50 refundable deposit to secure a booth at the market. Deposit must be paid before set-up on May 17, 2019. Vendors must attend 80% of market dates to have deposit refunded. Refunds will be paid after clean-up on October 4, 2019.
3. **ON A MARKET-BY-MARKET BASIS** Booth space may be rented on a market-by-market basis for a \$10 non-refundable fee (per market day). Written requests must be submitted to Market Manager by Wednesday prior to market dates.

4. **ABSENCE POLICY** If a vendor will not be at the market on a specific date, the vendor must notify Market Management. Notice must be given 24 hours in advance.

Quapaw Farmers Market 2019 Season Vendor Application

Vendor Contact Name: _____

Farm/Business Name: _____

Address: _____ **City:** _____ **State:** _____ **Zip:** _____

Cell Phone: _____ **Business/Home Phone:** _____

Email: _____ **Website:** _____

Preferred method of communication:

- Phone
- Text message
- E-mail

Producers Declaration: Please list total acres or square feet in production for each

Greenhouse: _____ **Tunnel:** _____ **Field:** _____

List the number of production units (head/cows/hives, etc.) _____

List the type(s) of produce/product to be marketed. Value-added items must be listed individually.

Fee options: Select one.

- \$50.00 refundable deposit (must attend 80% of markets to be eligible for refund)
- \$10.00 fee for single market attendance (must receive approval from Market Manager prior to market date)

Booth Space: A maximum of two (2) 8-foot tables will be provided for each vendor based on availability. Select all that apply.

- I will require one (1) 8-foot table
- I will require two (2) 8-foot tables

- I will require electricity
- My products will require refrigeration
- My products will require freezing

Permits and Licenses: Must include a copy of all relevant permits/licenses with the application.

- Sales Tax Permit
- Food Processor License
- Egg Packers License
- Meat/Mobile Unit License
- Organic Certification
- Other applicable license or certification _____

Grant Requirements: All vendors are required to report their volume of sales to the Market Manager each market. These numbers will only be used to meet data collection requirements for the First Nations Keepseagle Fast-Track Grant that funds the Quapaw Farmers Market.

Contacts: If you have any questions, please contact Michelle Bowden or Shelby Crum.

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Shelby Crum
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I have read and agree with all the above terms, conditions and guidelines. A signed copy of this agreement must be on file with the Quapaw Farmers Market prior to participation.

Signature: _____